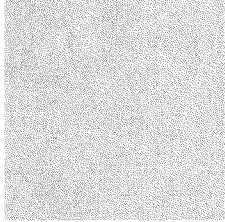


To: Murray, Bill[Murray.Bill@epa.gov]
Cc: Mylott, Richard[Mylott.Richard@epa.gov]
From: Jenkins, Laura Flynn
Sent: Mon 10/26/2015 8:16:29 PM
Subject: RE: Upper Animas/Cement Creek Water Quality



Bill:

If you have any language from the legal response, even if draft, that could helpful.

Thanks,

Laura Jenkins

Media Officer

USEPA-Region 8

1595 Wynkoop St.

Mailcode: 8-OC

Denver, CO 80202

Landline: 303-312-6256

Cell: 202-360-8453

Fax: 303-312-6961

From: Murray, Bill
Sent: Monday, October 26, 2015 2:12 PM
To: Jenkins, Laura Flynn
Cc: Mylott, Richard
Subject: RE: Upper Animas/Cement Creek Water Quality

That sounds about right to me. Let me know if you need anything from me.

From: Jenkins, Laura Flynn
Sent: Monday, October 26, 2015 2:11 PM
To: Murray, Bill
Cc: Mylott, Richard
Subject: RE: Upper Animas/Cement Creek Water Quality

Bill:

Rich is going to take a first cut at a possible communication to the Durango Herald. The basic approach he's suggesting is to say something along the lines of the following...

We understand you are in receipt of an email from Gregory Sparks of the John T. Sparks Company which states EPA believes a strategic plan prepared by the John T. Sparks Company "represents the best way forward ultimately." EPA has made no such recommendation and is currently exploring many options...

Rich is going to wordsmith this but he and I plan to pull already approved language from the GKM website related to long-term efforts in the area. As soon as we have something, we'll send it to you for review. Once you read it, please let us know whether you want to send the email to the reporter or would prefer Rich or I send it.

Thanks,

Laura Jenkins

Media Officer

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Denver, CO 80202

Landline: 303-312-6256

Cell: 202-360-8453

Fax: 303-312-6961

From: Murray, Bill
Sent: Monday, October 26, 2015 1:30 PM
To: Jenkins, Laura Flynn
Subject: FW: Upper Animas/Cement Creek Water Quality

From: Murray, Bill
Sent: Monday, October 26, 2015 12:06 PM
To: Ward, W. Robert
Subject: FW: Upper Animas/Cement Creek Water Quality

From: [BOYD COMPANY]Gregory Sparks [<mailto:g-sparks@jtboyd.com>]
Sent: Monday, October 26, 2015 10:04 AM
To: jromeo@durangoherald.com
Cc: Jorge_Delgado@gardner.senate.gov; John_Whitney@bennet.senate.gov; Marcus, Darlene; Larry Perino; deanbrookie@durangogov.org; Ginny Brannon - DNR; Stover - DNR, Bruce; patrick.j.pfaltzgraff@state.co.us; doug.jamison@state.co.us; bgardner@silverton.co.us; wsimon@frontier.net; bocc@sanjuancountycolorado.us; brad.blake@co.laplata.co.us; julie.westendorff@co.laplata.co.us; gwen.lachelt@co.laplata.co.us; troberts@fmtn.org; jmietchen@southernute-nsn.gov; Murray, Bill; Hestmark, Martin; Ostrander, David; Way, Steven; dyoung@keystone.org
Subject: Upper Animas/Cement Creek Water Quality

Hello Jonathan,

In conjunction with your recent article in the DH regarding Kinross's offer of \$10 million toward treatment water in the Upper Animas Basin to improve water quality, I thought you may be interested in the attached presentation. I was formerly Vice President and General Manager of the Sunnyside Mine many years ago, so am very familiar with the hydrology of the area. I now work for the John T. Boyd Company (BOYD), an international mining, geological, and technical consulting group as Managing Director – Metals. BOYD has prepared a strategic plan to permanently restore water quality in the Upper Animas River, which is primarily affected by the Cement Creek Drainage. This plan is comprehensive in scope, highly cost-effective, and can be implemented promptly.

We have presented this strategy to EPA, state and local government from both Colorado and New Mexico, Animas River Stakeholders, and interested private citizens. All, including EPA believe the strategy represents the best way forward ultimately. The issue is EPA (at least provisionally) believes, that the only alternative to effect the plan would be in the context of CERCLA (Superfund Designation). Under this process, it would take several years to move through the National Priorities List to be designated a Superfund Site before work could even begin on a permanent resolution. In the interim, only expensive "band-aid" fixes could be implemented. These would result in only partial mitigation of the problem, and are prone to upsets. Indeed, the temporary Gold King treatment plant alone, ignoring all of the other issues in the Cement Creek drainage would likely cost \$6 million - \$8 million or more by the time a permanent fix could be implemented under CERCLA based on EPA published figures. This coupled with the loss of the Kinross contribution of \$10 million would likely pay for half of the total cost to permanently deal with ALL of the pollutants being emitted by Cement Creek drainage into the Upper Animas River.

It is conceivable that work on the permanent fix could be initiated by as early as summer 2016 following a detailed feasibility study if the study could be initiated within the next month or two, and if funding sources can be confirmed. We are continuing to work with all parties at interest to see if a more expedient way forward can be found which does not involve a CERCLA designation, as it is deemed too time consuming, would result in a loss of the Kinross contribution, and is not the preferred route by many.

Let me know if you have any questions. I am in Durango this week (I live here). I can be reached on my mobile or by e-mail.

Best,

Gregory B. Sparks, P.Eng., Q.P.
Managing Director - Metals

John T. Boyd Company
Dominion Plaza, Suite 710S

600 17th St

Denver, CO 80202-5404

Office: 1 (303) 293-8988

Mobile: 1 (970) 749-5583

Skype: gregsparkspe

e-mail: g-sparks@jtboyd.com

www.jtboyd.com



Before printing think about the Environment